

MESSAGE NO: 8106212 MESSAGE DATE: 04/15/2008

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-588-203, A-588-205

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 05/01/1999 TO 12/31/1999

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: LIQUIDATION INSTRUCTIONS FOR CYLINDRICAL ROLLER AND SPHERICAL PLAIN BEARINGS FROM JAPAN (A-588-203, A-588-205)

MESSAGE NO: 8106212

DATE: 04 15 2008

CATEGORY: ADA

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REFERENCE:

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CASES: A - 588 - 203

A - 588 - 205

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PERIOD COVERED: 05 01 1999 TO 12 31 1999

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQUIDATION INSTRUCTIONS FOR CYLINDRICAL ROLLER AND SPHERICAL PLAIN BEARINGS FROM JAPAN (A-588-203, A-588-205)

1. ALL LITIGATION HAS BEEN COMPLETED AND ALL INJUNCTIONS HAVE BEEN VACATED WITH REGARD TO THE FINAL RESULTS OF ADMINISTRATIVE REVIEWS OF CYLINDRICAL ROLLER BEARINGS (CRBS) AND PARTS THEREOF FROM JAPAN AND SPHERICAL PLAIN BEARINGS (SPBS) AND PARTS THEREOF FROM JAPAN FOR THE PERIOD 05/01/1999 THROUGH 12/31/1999. BELOW ARE THE ONLY LIQUIDATION INSTRUCTIONS THAT HAVE BEEN SENT TO DATE:

MESSAGE

COMPANY	DATE	NUMBER
KOYO SEIKO CO., LTD.	02/14/08	8045203
NIPPON SEIKO K.K. (NSK)	07/31/06	6212206
NTN CORPORATION	01/14/08	8014203
UNREVIEWED COMPANIES	07/07/00	0209204

ANY INJUNCTIONS APPLICABLE TO ENTRIES DURING THE PERIOD 05/01/1999 THROUGH 12/31/1999 WHICH MAY HAVE BEEN ISSUED BY EITHER THE COURT OF INTERNATIONAL TRADE OR THE COURT OF APPEALS FOR THE FEDERAL CIRCUIT CONCERNING THE COMPANIES LISTED ABOVE ARE NO LONGER IN EFFECT.

2. IF YOU ARE STILL SUSPENDING LIQUIDATION ON ANY ENTRIES OF CRBS OR SPBS FROM JAPAN FOR THE PERIOD 05/01/1999 THROUGH 12/31/1999 AFTER APPLYING ALL OF THE ABOVE LIQUIDATION INSTRUCTIONS, YOU SHOULD NOW LIQUIDATE SUCH ENTRIES AT THE DEPOSIT RATE REQUIRED AT THE TIME OF ENTRY OF THE MERCHANDISE.

3. NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES OF SUBJECT MERCHANDISE DURING THE PERIOD 05/01/1999 THROUGH 12/31/1999 OCCURRED WITH THE PUBLICATION OF THE FINAL RESULTS OF ADMINISTRATIVE REVIEW (66 FR 36551, 07/12/2001). THE ORDERS ON CRB AND SPBS WERE REVOKED IN 2000 (SEE MESSAGE NUMBER 0245202, 9/01/2000).

4. FOR ALL OTHER SHIPMENTS OF CRBS OR SPBS FROM JAPAN YOU SHALL, UNLESS OTHERWISE INSTRUCTED, CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED ANTIDUMPING DUTIES FOR THE MERCHANDISE AT THE CURRENT RATES.

5. THE ASSESSMENT OF ANTIDUMPING DUTIES BY U.S. CUSTOMS AND BORDER PROTECTION (CBP) ON ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CBP PAY INTEREST ON OVERPAYMENTS AND ASSESS INTEREST ON UNDERPAYMENTS OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES.

THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED ANTIDUMPING DUTIES BEFORE THE DATE OF PUBLICATION OF THE ANTIDUMPING DUTY ORDERS WHICH IS MAY 15, 1989. INTEREST SHALL BE CALCULATED FROM THE DATE PAYMENT OF ESTIMATED ANTIDUMPING DUTIES IS REQUIRED THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

5. UPON ASSESSMENT OF ANTIDUMPING DUTIES, CBP SHOULD REQUIRE THAT THE IMPORTER PROVIDE A REIMBURSEMENT STATEMENT AS DESCRIBED IN 19 CFR 351.402(f)(2) OF THE COMMERCE DEPARTMENT REGULATIONS. THE IMPORTER SHOULD PROVIDE THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION OF THE ENTRY. IF THE IMPORTER CERTIFIES THAT IT HAS AN AGREEMENT WITH THE MANUFACTURER, PRODUCER, SELLER OR EXPORTER TO BE REIMBURSED ANTIDUMPING DUTIES, CBP SHOULD DOUBLE THE ANTIDUMPING DUTIES IN ACCORDANCE WITH THE ABOVE-REFERENCED REGULATION. ADDITIONALLY, IF THE IMPORTER DOES NOT PROVIDE THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION, CBP SHOULD PRESUME REIMBURSEMENT AND DOUBLE THE ANTIDUMPING DUTIES DUE.

6. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, PLEASE CONTACT DAVINA HASHMI OR RON TRENTMAM AT OFFICE OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 4820984 OR (202)482-3577 RESPECTIVELY (GENERATED BY O5: LJ).

7. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

DAVID M. GENOVESE

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party